

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application
of: Gardiner

Application No.: 09/530,927

Group Art Unit: 3727

Filed: May 8, 2000

Examiner: N. Newhouse

For: Beverage Container

Commissioner for Patents and Trademarks
Washington DC 20231

**POWER OF ATTORNEY WITH REVOCATION
AND CERTIFICATE UNDER 37 CFR 3.73(b)**

Revoking any and all powers of attorney heretofore given in the matter of the above-entitled application, the undersigned, assignee of the entire interest in the above-identified application, hereby appoints the attorneys listed below of the firm of WOODCOCK WASHBURN KURTZ MACKIEWICZ & NORRIS LLP, One Liberty Place - 46th Floor, Philadelphia, Pennsylvania, 19103, as attorneys for applicant, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith.

Richard E. Kurtz
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Registration No. 29,916
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Registration No. 34,664
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Registration No. 35,719
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| | | | |
|----------------------|-------------------------|----------------------|-------------------------|
| Kevin M. Flannery | Registration No. 35,871 | Eric H. Vance | Registration No. 47,151 |
| Michael P. Straher | Registration No. 38,325 | Peter M. Ullman | Registration No. 43,963 |
| David A. Cherry | Registration No. 35,099 | Thomas E. Watson | Registration No. 43,243 |
| Terence P. Strobaugh | Registration No. 25,460 | Richard B. LeBlanc | Registration No. 39,495 |
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| Michael J. Swope | Registration No. 38,041 | George J. Awad | Registration No. 46,528 |
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| Harold H. Fullmer | Registration No. 42,560 | S. Maurice Valla | Registration No. 43,966 |
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| David N. Farsiou | Registration No. 44,104 | Patrick J. Farley | Registration No. 42,524 |
| Paul K. Legaard | Registration No. 38,534 | Susan C. Murphy | Registration No. 46,221 |
| Steven H. Meyer | Registration No. 37,189 | David L. Marcus | Registration No. 46,897 |
| Paul B. Milcetic | Registration No. 46,261 | Christine A. Goddard | Registration No. 46,731 |
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| Michael K. Jones | Registration No. 41,100 | Andrew J. Hagerty | Registration No. 44,141 |
| Frank T. Carroll | Registration No. 42,392 | | |
| Mark J. Rosen | Registration No. 39,822 | | |

Send all future correspondence and address all telephone calls to:

Dale M. Heist, Esq.
WOODCOCK WASHBURN KURTZ
MACKIEWICZ & NORRIS LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100



A Statement under 37 C.F.R. §3.73(b) and copies of relevant documents accompany this Revocation of Power of Attorney.

STATEMENT UNDER 37 C.F.R. §3.73(b)

Crown Cork & Seal Technologies Corporation, a corporation of Delaware,

states that it is:

☒ the assignee of the entire right, title, and interest; or

☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor of the patent application/patent identified above.

☒ 1. The assignment was sent to Patent and Trademark Office for recordation on July 30, 2001. A copy of the assignment and recordation form cover sheet is attached.

☐ 2. The assignment has not yet been recorded. A copy of the assignment is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

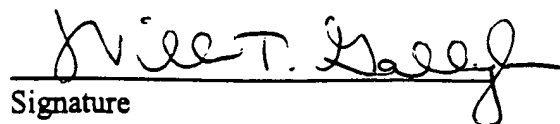
From: @@_____ To: @@_____ The document was recorded in the Patent and Trademark Office at Reel @@, Frame(s) @@, or for which a copy thereof is attached.

From: @@_____ To: @@_____ The document was recorded in the Patent and Trademark Office at Reel @@, Frame(s) @@, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.


Signature

Name: **William T. Gallagher**

Title: **Secretary and Vice President**

Date: August 9, 2001

Ref. _____

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

the specification of which: *(check one)*

Claims: 16(2)

Informal Dwg: 12/24)

Filed: 5/8/00

REGULAR OR DESIGN APPLICATION

☐ is attached hereto.

☐ was filed on _____ as application Serial No. _____ and was amended on _____ (if applicable).

PCT FILED APPLICATION ENTERING NATIONAL STAGE

☒ was described and claimed in International application No. PCT/AU98/00946 filed on 12 November 1998 and as amended on 25 August 1999 (if any).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

PRIORITY CLAIM

I hereby claim foreign priority benefits under 35 USC 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN APPLICATION(S)

| Country | Application Number | Date of Filing (day, month, year) | Priority Claimed |
|-----------|--------------------|--------------------------------------|------------------|
| Australia | PP0330 | 12 November 1997 | Yes |
| Australia | PP0804 | 9 December 1997 | Yes |

(Complete this part only if this is a continuing application.)

continued below

I hereby claim the benefit under 35 USC 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status—patented, pending, abandoned)

Australia

PP2249

10 March 1998

Yes

Australia

PP6558

19 October 1998

Yes

BEST AVAILABLE COPY

POWER OF ATTORNEY

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from INTELLPRO as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

As a named inventor, I hereby appoint the following attorney(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: **Robert J. PATCH, Reg. No. 17,355, Andrew J. PATCH, Reg. No. 32,925, Robert F. HARGEST, Reg. No. 25,590, Benoit CASTEL, Reg. No. 35,041, Eric JENSEN, Reg. No. 37,855, and Thomas W. PERKINS, Reg. No. 33,027, c/o YOUNG & THOMPSON, Second Floor, 745 South 23rd Street, Arlington, Virginia 22202.**

Address all telephone calls to Young & Thompson at 703/521-2297.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: **James Lee GARDINER**
(given name, family name)

Inventor's signature _____

Date 27 April 2000

Residence: See below

Citizenship: Australian

Post Office Address: **12 Marine Parade,
North Mission Beach, Queensland, 4852,
Australia**

Full name of second joint inventor, if any:
(given name, family name)

Inventor's signature _____

Date _____

Residence:

Citizenship:

Post Office Address:

Full name of third joint inventor, if any:
(given name, family name)

Inventor's signature _____

Date _____

Residence:

Citizenship:

Post Office Address:

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Gardiner

For: Beverage Container

Group Art Unit: 3727

Examiner: N. Newhouse

"SUPPLEMENTAL DECLARATION"

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a

☒ Utility Patent ☐ Design Patent

is sought on the invention, whose title appears above, the specification of which:

- ☐ is attached hereto.
- ☒ was filed on May 8, 2000 as Serial No. 09/530,927 from International Application No. PCT/AU98/00946 filed November 12, 1998.
- ☒ said application having been amended on May 8, 2000.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.


I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to be material to the patentability of this application in accordance with 37 CFR § 1.56.

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Address all telephone calls and correspondence to the first-listed attorney of record at:

Dale M. Heist, Esq.
**WOODCOCK WASHBURN KURTZ
MACKIEWICZ & NORRIS LLP**
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone No.: (215) 568-3100
Facsimile No.: (215) 568-3439

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | |
|--|--|
| Name: James Lee Gardiner |  _____ Signature Date of Signature: <u>19th July 2001</u> Citizenship: <u>Australian</u> |
| Mailing Address: 12 Marine Parade North Mission Beach Queensland, 4852, Australia | |
| City/State of Actual Residence: 12 Marine Parade North Mission Beach Queensland, 4852, Australia | |

DOCKET NO.: CC-3643

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

James L. Gardiner

Application No.: not yet assigned

Filing Date: Herewith

For: BEVERAGE CONTAINER

Confirmation No.: not yet assigned

Group Art Unit: not yet assigned

Examiner: not yet assigned

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ASSOCIATE POWER OF ATTORNEY

The undersigned, of the firm WOODCOCK WASHBURN LLP, One Liberty Place - 46th Floor, Philadelphia, Pennsylvania 19103, Attorney(s) and/or Agents for Applicant(s), hereby appoints the following:



23377

his/her associates with full power to prosecute the above-identified application and to transact all business in the Patent Office connected therewith and requests that correspondence continue to be directed to the firm of WOODCOCK WASHBURN LLP at the above address.

Date: March 31, 2004

A handwritten signature in dark ink, appearing to read 'Frank T. Carroll', written over a horizontal line.

Frank T. Carroll
Registration No. 42,392

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